

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF OHIO  
WESTERN DIVISION AT DAYTON**

UNITED STATES OF AMERICA,

Plaintiff,

:

Case No. 3:17-cr-028

Also 3:19-cv-385

- vs -

District Judge Thomas M. Rose

Magistrate Judge Michael R. Merz

DARION STARGELL,

Defendant.

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**RECOMMITTAL ORDER**

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This case is before the Court on Defendant's Objections (ECF No. 194) to the Magistrate Judge's Report and Recommendations on Defendant's Motion to Vacate under 28 U.S.C. § 2255 (ECF No. 186).

The District Judge has preliminarily considered the Objections and believes they will be more appropriately resolved after further analysis by the Magistrate Judge. Accordingly, pursuant to Fed. R. Civ. P. 72(b)(3), this matter is hereby returned to the Magistrate Judge with instructions to file a supplemental report analyzing the Objections and making recommendations based on that analysis.

February 3, 2020.

\*s/Thomas M. Rose

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Thomas M. Rose  
United States District Judge